

The government believes that the sentence outlined above, which takes into account the calculations under the Sentencing Guidelines and the factors cited in 18 U.S.C. § 3553(a), is reasonable and achieves the goals of sentencing.

First, the defendant's conduct is extremely serious. He assumed the identity of the victim and applied for a United States passport. Furthermore, the defendant has adhered to this fraudulent identity in all aspects of his life, including opening a business and owning a home. Although the victim did not submit an impact statement, the government is extremely concerned about the defendant's continued use of the victim's information, and urges the Court to impose a special condition of probation that the defendant remove the victim's identifying information (i.e. Social Security number) from his financial records.

Unfortunately, this is not the defendant's first brush with the law. He has four misdemeanor convictions for offenses that include providing false identification to a peace officer. PSR, ¶¶ 28-31.

Nevertheless, as the PSR indicates, the defendant had a difficult childhood and has risen above his challenging circumstances to become a hardworking individual. He has a successful construction company, and is providing for the son of his significant other. PSR, ¶ 43. Therefore, the government concurs with the Probation Officer Iqbal's sentencing recommendation with one exception. Officer Iqbal recommends that the defendant serve six months in a half-way house. The government has spoken to defense counsel about this provision at length, and given the defendant's family responsibilities, the government recommends that the defendant serve two months in a half-way house. Finally, the government concurs with Officer Iqbal that a fine of \$4,000 is warranted. PSR, ¶ 60. The Court is required to impose a special assessment of \$25.00.

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Respectfully submitted,

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U.S.' SENTENCING MEMORANDUM